

CLOSED, MAIL

U.S. District Court
Middle District of Florida (Ft. Myers)
CIVIL DOCKET FOR CASE #: 2:12-cv-00361-SPC-UAM

Brantley v. Myrick
Assigned to: Judge Sheri Polster Chappell
Referred to: Magistrate Judge Unassigned Magistrate
Cause: 05:0552 Freedom of Information Act

Date Filed: 07/05/2012
Date Terminated: 07/03/2013
Jury Demand: Plaintiff
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff**Brian Timothy Brantley**

represented by **Brian Timothy Brantley**
2265 46th Ter SW Apt #2
Naples, FL 34116
PRO SE

V.

Defendant

Katherine L. Myrick
TERMINATED: 08/02/2012

Defendant**Drug Enforcement Administration**

represented by **Kyle Scott Cohen**
US Attorney's Office – FLM
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Ft Myers, FL 33901
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/05/2012	<u>1</u>	COMPLAINT against Katherine L. Myrick with Jury Demand filed by Brian Timothy Brantley. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit, # <u>11</u> Mailing Envelope) # <u>12</u> Civil Cover Sheet) (RMT). (Entered: 07/09/2012)
07/05/2012	<u>2</u>	AFFIDAVIT of indigency by Brian Timothy Brantley. (RMT) (Entered: 07/09/2012)
07/09/2012	<u>3</u>	STANDING ORDER: Filing of documents that exceed twenty-five pages. Signed by All Divisional Judges on 12/07/09. (RMT) (Entered: 07/09/2012)
07/17/2012	<u>4</u>	RELATED CASE ORDER AND NOTICE of designation under Local Rule 3.05 – track 2. Notice of pendency of other actions due by 7/31/2012. Signed by All Divisional Judges on 7/17/2012. (LMH) (Entered: 07/17/2012)
07/17/2012	<u>5</u>	INTERESTED PERSONS ORDER. Certificate of interested persons and corporate disclosure statement due by 7/31/2012. Signed by All Divisional Judges on 7/17/2012. (LMH) (Entered: 07/17/2012)
07/24/2012	<u>6</u>	NOTICE of pendency of related cases re <u>4</u> Related case order and notice of designation of track 2 per Local Rule 1.04(d) by Brian Timothy Brantley. Related case(s): yes. (drn) (Entered: 07/24/2012)
07/24/2012	<u>7</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>5</u> Interested persons order by Brian Timothy Brantley. (Attachments: # <u>1</u>) Mailing

		Envelope)(drn) (Entered: 07/24/2012)
07/26/2012	<u>8</u>	ORDER denying without prejudice <u>2</u> Plaintiff's Motion for Leave to Proceed In Forma Pauperis and Affidavit of Indigency. Plaintiff has up to and including August 15, 2012, to renew his Motion for IFP and file an Amended Complaint in accordance with the above. Failure to comply with the Order of the Court may result in Plaintiffs case being dismissed. Signed by Magistrate Judge Sheri Polster Chappell on 7/26/2012. (LMF) (Entered: 07/26/2012)
08/02/2012	<u>9</u>	NOTICE of filing to renew motion for IFP and amended complaint by Brian Timothy Brantley re <u>8</u> Order. Attachments: #(1) Mailing Envelope) (drn). (Entered: 08/06/2012)
08/02/2012	<u>10</u>	AMENDED COMPLAINT against Drug Enforcement Administration with Jury Demand terminating Katherine L. Myrick filed by Brian Timothy Brantley. Related document: <u>1</u> Complaint filed by Brian Timothy Brantley. (Attachments: #(1) Exhibit A, #(2) Exhibit B, #(3) Exhibit C, #(4) Exhibit D, #(5) Exhibit E, #(6) Exhibit F, #(7) Exhibit G, #(8) Exhibit H, #(9) Exhibit I, #(10) Exhibit J, #(11) Civil Cover Sheet, #(12) Mailing Envelope)(drn) (Entered: 08/06/2012)
08/02/2012	<u>11</u>	MOTION for leave to proceed in forma pauperis/affidavit of indigency by Brian Timothy Brantley. (Attachments: #(1) Mailing Envelope)(drn) Motions referred to Magistrate Judge Sheri Polster Chappell. (Entered: 08/06/2012)
08/07/2012	<u>12</u>	ORDER granting <u>11</u> Motion for leave to proceed in forma pauperis/affidavit of indigency. SEE ORDER FOR INSTRUCTIONS. Signed by Magistrate Judge Sheri Polster Chappell on 8/7/2012. (LMF) (Entered: 08/07/2012)
08/31/2012		Summons issued as to Drug Enforcement Administration. (Service forms provided to U.S. Marshal for service per Order <u>12</u>). (drn) (Entered: 08/31/2012)
09/25/2012	<u>13</u>	US Marshal 285 form for service of process as to Drug Enforcement Administration on 9/18/12. (drn) (Entered: 09/25/2012)
11/14/2012	<u>14</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>5</u> Interested persons order, <u>7</u> Certificate of interested persons and corporate disclosure statement by Brian Timothy Brantley. (drn) (Entered: 11/14/2012)
11/21/2012	<u>15</u>	MOTION for default judgment against Drug Enforcement Administration by Brian Timothy Brantley. (Attachments: #(1) Exhibits, #(2) Mailing Envelope)(drn) (Entered: 11/21/2012)
12/03/2012	<u>16</u>	ORDER denying <u>15</u> the Plaintiff, Brian Brantley's Motion for Default Judgment. Signed by Magistrate Judge Sheri Polster Chappell on 12/3/2012. (LMF) (Entered: 12/03/2012)
12/14/2012	<u>17</u>	APPLICATION for entry of clerk's default against Drug Enforcement Administration by Brian Timothy Brantley. (Attachments: #(1) Exhibit 1, #(2) Exhibit A, #(3) Mailing Envelope)(drn) Motions referred to Magistrate Judge Sheri Polster Chappell. (Entered: 12/14/2012)
12/17/2012	<u>18</u>	ORDER denying <u>17</u> Motion for entry of default. The Clerk is directed to provide Plaintiff with and a copy of this Order plus two copies of the U.S. Marshal Forms 285 to be served for each of the following: Robert O'Neill, The United States Attorney for the Middle District of Florida, 400 North Tampa Street, Suite 3200, Tampa, FL 33602, Eric Holder, Attorney General of the United States of America, 950 Pennsylvania Ave, NW, Washington DC 20530. The Plaintiff shall have up to and including JANUARY 7, 2013, to prepare and forward the completed U.S. Marshal Form 285 to the Court for service by the United States Marshal. The United States Marshal, upon receipt of appropriate instructions in proper form from the Plaintiff, is directed to effect service of process without prepayment of costs or fees. Signed by Magistrate Judge Sheri Polster Chappell on 12/17/2012. (LAF) (Entered: 12/17/2012)
12/26/2012		Summons issued as to Drug Enforcement Administration by serving Office of the United States Attorney and Attorney General of the United States. (SLU) Modified on 12/27/2012 to edit docket text (SLU). (Entered: 12/26/2012)

01/08/2013	<u>19</u>	US Marshal 285 form for service by U.S. Certified Mail as to U.S. Attorney. (drn) (Entered: 01/08/2013)
01/15/2013	<u>20</u>	US Marshal 285 form for service by U.S. Certified Mail as to Attorney General. (drn) (Entered: 01/15/2013)
03/01/2013	<u>21</u>	DEFENDANT'S ANSWER AND AFFIRMATIVE DEFENSES re <u>10</u> Amended Complaint by Drug Enforcement Administration.(Cohen, Kyle) Modified on 3/4/2013 to edit filing event (drn). (Entered: 03/01/2013)
03/20/2013	<u>22</u>	REPLY to affirmative defenses by Brian Timothy Brantley. (Attachments: #(1) Mailing Envelope)(drn) (Entered: 03/21/2013)
03/20/2013	<u>23</u>	NOTICE of service by Brian Timothy Brantley (Attachments: #(1) Exhibits #(2) Mailing Envelope)(drn) (Entered: 03/21/2013)
03/20/2013	<u>24</u>	MOTION for entry of clerk's default against Drug Enforcement Administration by Brian Timothy Brantley. (Attachments: #(1) Exhibit 1, #(2) Exhibit A, #(3) Mailing Envelope)(drn) Motions referred to Magistrate Judge Sheri Polster Chappell. (Entered: 03/21/2013)
03/22/2013	<u>25</u>	ORDER denying <u>24</u> the Plaintiff, Brian Brantley's Motion for Entry of a Clerk's Default. Signed by Magistrate Judge Sheri Polster Chappell on 3/22/2013. (LMF) (Entered: 03/22/2013)
05/22/2013	<u>26</u>	ORDER: The Plaintiff is directed to show cause by a written response filed on or before June 4, 2013, indicating why this case should not be dismissed pursuant to Local Rule 3.10 for lack of prosecution due to the failure to file a Case Management Report. Signed by Magistrate Judge Sheri Polster Chappell on 5/21/2013. (LAF) (Entered: 05/22/2013)
05/29/2013	<u>27</u>	Case reassigned to Judge Sheri Polster Chappell pursuant to 2:13-mc-19-FtM-29 and Unassigned Magistrate pursuant to 2:13-mc-20-FtM-29. New case number: 2-12-cv-361-FtM-38UAM. Unassigned Judge no longer assigned to the case in the presider role and Judge Sheri Polster Chappell no longer assigned to the case in the magistrate role. (kma) (Entered: 05/29/2013)
06/11/2013	<u>28</u>	ORDER re <u>26</u> Order to show Cause. The Court will provide Plaintiff one final opportunity to show cause by June 30, 2013 indicating why this case should not be dismissed for lack of prosecution due to the failure to file a Case Management Report within the time prescribed by Local Rule 3.05(c)(2)(B).The Plaintiff shall have up to and including June 30, 2013 to respond to the Order to Show Cause. Failure to respond will result in the dismissal of this action without further notice. Signed by Judge Sheri Polster Chappell on 6/11/2013. (LMF) (Entered: 06/11/2013)
07/03/2013	<u>29</u>	ORDER dismissing case. This case is DISMISSED without prejudice. The Clerk of the Court is directed to (a) enter judgment dismissing this case without prejudice; (b) terminate any outstanding motions; and (c) close this case.Signed by Judge Sheri Polster Chappell on 7/3/2013. (LMF) (Entered: 07/03/2013)
07/03/2013	<u>30</u>	JUDGMENT (Signed by Deputy Clerk). (drn) (Entered: 07/03/2013)
07/05/2013	<u>31</u>	RESPONSE TO ORDER TO SHOW CAUSE re <u>28</u> Order filed by Brian Timothy Brantley. (Attachments: # <u>1</u> Mailing Envelope)(SLU) (Entered: 07/05/2013)